



PUBLIC NOTICE

Federal Communications Commission
445 12th St., S.W.
Washington, D.C. 20554

News Media Information 202 / 418-0500
Internet: <http://www.fcc.gov>
TTY: 1-888-835-5322

DA 03-3390

October 24, 2003

In the Matter of Teleport Communications Group Operating Companies Tariff F.C.C. No. 1 Transmittal No. 1; Bay Area Teleport Tariff F.C.C. No. 1 Transmittal No. 1; MFS Telecom, Inc. Tariff F.C.C. No. 1 Transmittal No. 1; Eastern Telelogic Corp. Tariff F.C.C. No. 1 Transmittal No. 1; M H Lightnet, Inc. Tariff F.C.C. No. 1 Transmittal No. 1

NOTICE OF PROCEEDING TERMINATION

On October 7, 2003, SBC filed a request to withdraw an application for review filed by its predecessor, Southwestern Bell, of the Common Carrier Bureau's¹ order denying petitions to reject the above-listed non-dominant carriers' tariff filings made on one-day's notice.² Based on its request to withdraw, SBC's application for review is dismissed without prejudice.³ Verizon previously withdrew its application for review of this order,⁴ therefore it appears that there are no pending applications for review or petitions for reconsideration of the Bureau's order. The Commission's subsequent decision permissively to detariff the telecommunications services of competitive local exchange carriers moots the issues in this proceeding. Therefore, the proceeding will be terminated effective 30 days after publication of this Public Notice in the Federal Register, unless the Wireline Competition Bureau receives an opposition to the termination before that date.

Parties filing oppositions to the termination of this proceeding must file an original and four copies of each filing. The filings should reference the DA number of this Public Notice, **DA 03-3390**. Filings can be sent by hand or messenger delivery, by commercial overnight courier,

¹ The Common Carrier Bureau is now the Wireline Competition Bureau.

² *Teleport Communications Group Operating Companies Tariff F.C.C. No. 1 Transmittal No. 1; Bay Area Teleport Tariff F.C.C. No. 1 Transmittal No. 1; MFS Telecom, Inc. Tariff F.C.C. No. 1 Transmittal No. 1; Eastern Telelogic Corp. Tariff F.C.C. No. 1 Transmittal No. 1; M H Lightnet, Inc. Tariff F.C.C. No. 1 Transmittal No. 1*, Order, 8 FCC Rcd 3611 (Com. Car. Bur. 1993).

³ 47 C.F.R. § 1.748.

⁴ *Teleport Communications Group Operating Companies Tariff F.C.C. No. 1 Transmittal No. 1; Bay Area Teleport Tariff F.C.C. No. 1 Transmittal No. 1; MFS Telecom, Inc. Tariff F.C.C. No. 1 Transmittal No. 1; Eastern Telelogic Corp. Tariff F.C.C. No. 1 Transmittal No. 1; M H Lightnet, Inc. Tariff F.C.C. No. 1 Transmittal No. 1*, Public Notice, 18 FCC Rcd 822 (Pric. Pol. Div. 2003).

or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Natek, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002.

- The filing hours at this location are 8:00 a.m. to 7:00 p.m.
- All hand deliveries must be held together with rubber bands or fasteners.
- Any envelopes must be disposed of before entering the building.
- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554.
- All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission. Parties are also requested to send a courtesy copy of their oppositions to Jennifer McKee, Pricing Policy Division, Wireline Competition Bureau, Federal Communications Commission. Courtesy copies may also be sent via e-mail to jennifer.mckee@fcc.gov.

Action by the Chief, Pricing Policy Division, Wireline Competition Bureau.

For further information, contact Jennifer McKee of the Pricing Policy Division, Wireline Competition Bureau at (202) 418-1530.

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